on the one hand, and the consent of the landlord on the other, without any express agreement as to duration.

Trial—Instructions—Construction of Charge as a Whole.—Butler et al. v. *Machen*, 65 Fed. Rep. 901. In this case the presiding judge, in charging the jury, gave strictly correct instructions as to the rule of preponderance of evidence, but in attempting to make that rule more intelligible to the jury, some of the disconnected sentences of the charge, if taken alone, would seem to indicate that they might substitute their own opinion for the evidence produced at the trial. Held, that there was no error if these sentences, when read with the remainder of the charge, would bear no such meaning.

Trusts—Accounting by Trustee—Interlocutory Judgment.—Rogers et al. v. *New York & T. Land Co. Limited et al.*, 33 N. Y. Sup. 840. The court has the power to reserve the question as to whether certain expenses which are claimed as a charge shall be allowed or not, until the referee's report comes in, and the court be fully informed in regard to all the facts and circumstances of such accounts. An interlocutory judgment in an action against trustees, which provides for this, is sufficient in form, though it does not decide whether or not any of the expenses should be allowed.

Wills—Construction—Description of Legatees.—In re Benson's Estate. Appeal of Davies *et al.*, 32 Atl. Rep. 654. The only difficulty in this case is to determine what the testator meant by the expression "my nephews who may read law," and whether the court below was right in holding that one who reads law books "casually, for amusement or in a desultory manner," as the testimony tends to show of the nephew in question, was not entitled to a distributive share of the testator's law library. Held, that this was a bequest to such of testator's nephews as had taken up the study of law with the purpose of being admitted to the bar and practicing the profession, or as had already been admitted and were practicing; but did not include one who, though registered as a student, and having read law for a year, had abandoned all intention of being admitted.